

## REMARKS

Claims 1-33 are pending in the present application. Claims 1-33 have been rejected. Claims 1, 11, 12, 14, 15, 16, 17, 23, 24, and 28 have been amended. Claim 13 has been canceled. Support for the amendments can be found on Figure 3, for example. No new matter has been added.

### Objection to the disclosure

The Examiner has objected to the disclosure for informalities. Applicants have corrected the informalities. However, with respect to the use of “onto” in paragraph 38, Applicants respectfully submit that onto is a word and should not be considered an informality. Applicants respectfully request that the Examiner withdraw the objections to the specification.

### Objection to the claims

The Examiner has objected to claims 23 and 24 for informalities. Applicants have amended the claims to correct the informalities. Applicants respectfully request that the Examiner withdraw the objections to the claims.

### 35 U.S.C. § 102(e) Rejections

Claims 1-33 are rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 7,184,524 (Digate). Applicants respectfully disagree. Claim 1 as amended contains features that are neither taught nor suggested by the cited references. Independent claim 1 teaches:

A method comprising:  
subscribing to a status for one or more conference system users of a content based messaging (CBM) network;  
receiving a conference data stream and status messages including the status of the one or more conference system users corresponding to the subscription from the CBM network, wherein **the status messages are received through a first layer of the CBM network and the conference data stream is received through a second layer of the CBM network, further wherein the second layer uses a java media framework to convert**

**multimedia data packets received from the CBM network into the conference data stream; and**

**presenting the status of the one or more conference system users**

The cited references fail to teach each feature of independent claim 1 as amended. First, the cited art fails to teach **the status messages are received through a first layer of the CBM network and the conference data is received through a second layer of the CBM network.** Digate has no description whatsoever of receiving status messages and conference data messages through two separate layers of a CBM network.

Second, the cited references fail to teach or suggest **the second layer uses a java media framework to convert multimedia data packets received from the CBM network into the conference data stream.** Digate has no description of a second layer or using a java media frame work to convert multimedia data packets into a conference data stream. Applicants therefore respectfully request that the Examiner withdraw the rejection and allow claim 1.

Independent claims 11, 18, and 28 include features that are similar, but not identical, to independent claim 1, and are therefore allowable for at least the reasons given above for claim 1. Applicants therefore respectfully request that the Examiner withdraw the rejections and allow claims 11, 18, and 28.

Dependent claims 2-10, 12, 14- 17, 19-27, and 29-33 are all variously dependent on independent claims 1, 11, 18, and 28, and are therefore allowable for at least the reasons given above for the independent claims. Applicants therefore respectfully request that the Examiner withdraw the rejection and allow claims 2-10, 12-17, 19-27, and 29-33.

### Conclusion

Based on the arguments presented, Applicants respectfully submit that the claims are in condition for allowance.

It is believed that all of the pending issues have been addressed. However, the absence of a reply to a specific rejection, objection, issue, or comment, including the Office Action's characterizations of the references, does not signify agreement with or concession of that rejection, issue, or comment. In addition, because the arguments made above may not be

Applicant : Elmar Dorner et al.  
Serial No. : 10/671,875  
Filed : September 29, 2003  
Page : 12 of 12

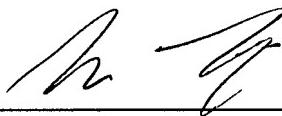
Attorney's Docket No.: 13909-114001 / 2003P00657 US

exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment or cancellation of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment or cancellation.

No fees are believed to be due at this time. Please apply any other charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: 10/16/07



Michael W. Tieff  
Reg. No. 57,845

Fish & Richardson P.C.  
P.O. Box 1022  
Minneapolis, MN 55440-1022  
Telephone: (302) 652-5070  
Facsimile: (877) 769-7945